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4 IN THE UNITED STATES DISTRICT COURT

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8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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10 ANDREW LANCASTER, JEFFERY MILLS,  
DEXTER WILLIAMS, WILLIAM DENNIS,  
STEVE LIVADITIS, JIMMY VAN PELT,  
H. LEE HEISHMAN III AND JOHNATON  
GEORGE,

11 Plaintiffs,

12 v.

13 MATTHEW CATE, Acting Secretary,  
California Department of Corrections and  
Rehabilitation, and ROBERT K. WONG,  
Acting Warden, San Quentin State Prison,

14 Defendants.

15 No. C 79-01630 WHA

16 **ORDER ADOPTING  
MAGISTRATE'S REPORT AND  
RECOMMENDATIONS AND  
ORDER TO SHOW CAUSE**

17 The Court is in receipt of Magistrate Judge Nandor Vadas' report and recommendations  
18 regarding mediation of the consent decree, filed March 3, 2009. After conducting a "final  
19 inspection" of East Block, the condemned housing unit at San Quentin State Prison, the report  
20 detailed the prison conditions still governed by the consent decree and gave the prison staff  
21 "high marks" for the turn around that they have accomplished. Because no objections were  
22 filed, and because the Court has read the report, reviewed the accompanying photos and  
23 approves of the findings therein, this order **ADOPTS** the report's findings. The report  
24 recommended vacating the consent decree. *See* 18 U.S.C. 3626(b). The parties are requested to  
25 respond by **APRIL 6, 2009, AT NOON**, and show cause why the consent decree should not be  
26 vacated and the case closed.

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28 Dated: March 25, 2009.

*Wm. Alsup*  
WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE